

December 19, 2014

KAREN MITCHELL

CLERK, U.S. DISTRICT COURT

**Request for Modify the Conditions or Term of Supervision
With Consent of the Offender**
(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender:	Gerardo Garcia	Case No.:	4:13-CR-229-Y(01)
Name of Sentencing Judge:	U. S. District Judge Janis Graham Jack (Jurisdiction transferred to Senior U.S. District Judge Terry R. Means on December 12, 2013.)		
Date of Original Sentence:	November 5, 2009		
Original Offense:	Conspiracy to Possess With Intent to Distribute 95.12 Kilograms of Marihuana, <u>21 USC §§ 846 & 841(a)(1) & (b)(1)(C)</u>		
Original Sentence:	46 months custody, 36-month term of supervised release		
Revocations:	December 18, 2014: plea of true to violations entered; revocation hearing continued for 90 days to monitor adjustment		
Type of Supervision:	Supervised Release	Date Supervision Commenced:	November 8, 2012
Assistant U.S. Attorney:	Shawn Smith	Defense Attorney:	William Hermesmeyer (Court appointed)

Petitioning the Court for Cause As Follows:

To add to the conditions of supervision with the consent of the offender as follows:

The defendant shall attend and successfully participate in at least two (2) Narcotics Anonymous meetings a week and provide documentation of attendance to the U.S. Probation Officer.

Cause

In order to help Gerardo Garcia live a drug free lifestyle and maintain his sobriety it is requested he be required to attend and successfully participate in at least two (2) Narcotics Anonymous meetings a week and provide documentation of attendance to the U.S. Probation Officer.

I declare under penalty of perjury
that the foregoing is true and correct.

Executed on December 18, 2014

Approved,

s/Roger G Smith
U.S. Probation Officer
Ft Worth
Phone: 817-840-0744
Fax: 817-978-3726

s/Mark A Briones
Supervising U.S. Probation Officer
Phone: 817-840-0739

Order of the Court:

- No Action
- The extension of supervision as noted above.
- To add to the conditions of supervision as follows:

The defendant shall attend and successfully participate in at least two (2) Narcotics Anonymous meetings a week and provide documentation of attendance to the U.S. Probation Officer.

- Other or Additional:
- File under seal until further order of the Court.

Terry R. Means
Terry R. Means
Senior U. S. District Judge

12-19-14
Date

RGS

*Attachment

Waiver of Hearing to Modify Conditions of or Extend Term of Supervision

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of or to the proposed extension of my term of supervision:

The defendant shall attend and successfully participate in at least two (2) Narcotics Anonymous meetings a week and provide documentation of attendance to the U.S. Probation Officer.

Witness:

Ryan B. Smith

Roger G Smith
U.S. Probation Officer

Signed:

Gerardo Jim

Gerardo Garcia

12-18-14

Date